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	Attorneys for Defendant Google LLC		
16	UNITED STATES	DISTRICT COURT	
17	NORTHERN DISTRICT OF CA	LIFORNIA, SAN JOSE DIVISION	
18		Case No. 5:20-cv-03664-LHK-SVK	
19	CHASOM BROWN, WILLIAM BYATT, JEREMY DAVIS, CHRISTOPHER	DECLARATION OF JONATHAN TSE IN	
20	CASTILLO, and MONIQUE TRUJILLO,	SUPPORT OF PLAINTIFFS'	
21	individually and on behalf of all similarly situated,	ADMINISTRATIVE MOTION TO SEAL PORTIONS OF PLAINTIFFS' MOTION	
22	Plaintiffs,	SEEKING RELIEF FOR GOOGLE'S FAILURE TO OBEY DISCOVERY	
23	V.	ORDER	
24	GOOGLE LLC,	Referral: Hon. Susan van Keulen, USMJ	
25	Defendant.		
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27 28 I, Jonathan Tse, declare as follows:

- I am a member of the bar of the State of California and an attorney with Quinn 1. Emanuel Urquhart & Sullivan, LLP, attorneys for Defendant Google LLC ("Google") in this action. I make this declaration of my own personal, firsthand knowledge, and if called and sworn as a witness, I could and would testify competently thereto.
- 2. I am making this declaration pursuant to Civil Local Rule 79-5(e) as an attorney for the "Designating Party," as that term is used in that rule.
- 3. On October 14, Plaintiffs filed an administrative motion to file under seal portions of Plaintiffs' Motion Seeking Relief For Google's Failure To Obey Discovery Order ("Motion Seeking Relief") and Exhibits A, E, F, H, I, J, K and L to the Declaration of Erika Nyborg-Burch in support of the Motion Seeking Relief. On the same day, I received an unredacted service copy of these documents.
- 4. On October 18, the Court granted the parties' joint stipulation extending time for Google to submit its declaration in support of Plaintiffs' motion to seal to October 25 (Dkt. 294).
- 5. I have reviewed the documents that Plaintiffs seek to file under seal pursuant to Civil Local Rule 79-5, unredacted copies of which have been filed at Docket Entry 291. Based on my review, there is good cause to seal the following information.

Document	Basis for Sealing
Motion Seeking Relief (Dkt. 291-2):	The redacted portions contain Google's
Page 1 Lines 6-11	confidential technical information regarding the operation of Google's products and systems,
Page 2 Lines 25-27	including the various types of Google's internal identifiers/cookies and their proprietary functions,
Page 3 Lines 1-4, 21-22	the various types of logs maintained by Google, and information contained in those logs, that
Page 5 Lines 17, 23	Google maintains as confidential in the ordinary
Page 8 Lines 3-5	course of its business and is not generally known to the public or Google's competitors. Such
Page 9 Lines 11, 16	highly confidential information reveals Google's internal strategy, system design, and system
Page 10 Lines 9-11	capacity regarding various important products, and falls within the protected scope of the
Page 11 Lines 14-17	Protective Order entered in this action. <i>See</i> Dkt.
	81 at 2-3. Public disclosure of such highly
	confidential information could affect Google's

1	Page 12 Lines 1, 11, 13	competitive standing as competitors may alter
2	Page 14 Lines 17, 19, 22-27	their log data/ identifier system designs and practices relating to competing products. It may
3		also place Google at an increased risk of cyber
3	Page 15 Lines 1-10	security threats, as third parties may seek to use
4		the information to compromise Google's log data and/or internal identifier system. Google
5		respectfully requests that the Court order the
6		redacted portions in the attached version of the
	Exhibit E to the Declaration of Erika Nyborg-	Motion Seeking Relief to be filed under seal.  The redacted portions of this correspondence
7	Burch in support of the Motion Seeking Relief	contain Google's confidential technical
8	(Dkt. 291-7):	information regarding the operation of Google's
9	Pages 1-2	products and systems, including the various types of Google's internal identifiers/cookies and their
10		proprietary functions that Google maintains as
10		confidential in the ordinary course of its business
11		and is not generally known to the public or Google's competitors. Such highly confidential
12		information reveals Google's internal strategy
13		and system design regarding various important
		products, and falls within the protected scope of the Protective Order entered in this action. <i>See</i>
14		Dkt. 81 at 2-3. Public disclosure of such highly
15		confidential information could affect Google's
16		competitive standing as competitors may alter their identifier system designs and practices
		relating to competing products. It may also place
17		Google at an increased risk of cyber security threats, as third parties may seek to use the
18		information to compromise Google's internal
19		identifier system. Google respectfully requests
20		that the Court order the redacted portions in the attached version of Exhibit E to the Declaration
		of Erika Nyborg-Burch in support of the Motion
21		Seeking Relief to be filed under seal.
22	Exhibit F to the Declaration of Erika Nyborg- Burch in support of the Motion Seeking Relief	These are screenshots of a Google internal service that allows for direct querying of individual cells
23	(Dkt. 291-8):	in a Google internal storage infrastructure, that
24	Dado eta din ito antinete	Google maintains as confidential in the ordinary
	Redacted in its entirety	course of its business and is not generally known to the public or Google's competitors. Such
25		highly confidential information reveals Google's
26		internal strategy and system design regarding its
27		data storage system, and falls within the protected scope of the Protective Order entered in this
		action. See Dkt. 81 at 2-3. Public disclosure of
28		such highly confidential information could affect

Google's competitive standing as competitors 1 may alter their data storage system designs and 2 practices relating to competing products. It may also place Google at an increased risk of cyber 3 security threats, as third parties may seek to use the information to compromise Google's data 4 storage system. Google respectfully requests that 5 the Court order this document to be filed under 6 Exhibit H is a joint submission by the parties to Exhibit H to the Declaration of Erika Nyborg-Burch in support of the Motion Seeking Relief Special Discovery Master Douglas Brush. The 7 redacted portions contain Google's confidential (Dkt. 291-9): technical information regarding the operation of 8 Google's products and systems, including the Pages 2, 4 9 Google's various types of internal identifiers/cookies and their proprietary functions, 10 the various types of logs maintained by Google, that Google maintains as confidential in the 11 ordinary course of its business and is not generally known to the public or Google's 12 competitors. Such highly confidential information reveals Google's internal strategy, system design, 13 and system capacity regarding various important 14 products, and falls within the protected scope of the Protective Order entered in this action. See 15 Dkt. 81 at 2-3. Public disclosure of such highly 16 confidential information could affect Google's competitive standing as competitors may alter 17 their log data/ identifier system designs and practices relating to competing products. It may 18 also place Google at an increased risk of cyber security threats, as third parties may seek to use 19 the information to compromise Google's log data and/or internal identifier system. Google 20 respectfully requests that the Court order the 21 redacted portions in the attached version of Exhibit H to the Declaration of Erika Nyborg-22 Burch in support of the Motion Seeking Relief to be filed under seal. 23 Exhibit I is Google's submission to Special Exhibit I to the Declaration of Erika Nyborg-Discovery Master Douglas Brush. The redacted 24 Burch in support of the Motion Seeking Relief portions contain Google's confidential technical (Dkt. 291-10): 25 information regarding the operation of Google's products and systems, including the various types Page 2 26 of Google's internal identifiers/cookies and their proprietary functions, the various types of logs 27 maintained by Google, that Google maintains as 28 confidential in the ordinary course of its business

1		and is not generally known to the public or
2		Google's competitors. Such highly confidential
		information reveals Google's internal strategy, system design, and system capacity regarding
3		various important products, and falls within the
4		protected scope of the Protective Order entered in
5		this action. See Dkt. 81 at 2-3. Public disclosure
5		of such highly confidential information could affect Google's competitive standing as
6		competitors may alter their log data/ identifier
7		system designs and practices relating to
		competing products. It may also place Google at an increased risk of cyber security threats, as third
8		parties may seek to use the information to
9		compromise Google's log data and/or internal
10		identifier system. Google respectfully requests
		that the Court order the redacted portions in the attached version of Exhibit I to the Declaration of
11		Erika Nyborg-Burch in support of the Motion
12		Seeking Relief to be filed under seal.
13	Exhibit J to the Declaration of Erika Nyborg-	The redacted portions of this correspondence
	Burch in support of the Motion Seeking Relief (Dkt. 291-11):	contain Google's confidential technical information regarding the operation of Google's
14	(3)111).	products and systems, including the various types
15	Redacted in its entirety	of Google's internal identifiers/cookies and their
16		proprietary functions, that Google maintains as confidential in the ordinary course of its business
10		and is not generally known to the public or
17		Google's competitors. Such highly confidential
18		information reveals Google's internal strategy
		and system design regarding various important products, and falls within the protected scope of
19		the Protective Order entered in this action. See
20		Dkt. 81 at 2-3. Public disclosure of such highly
21		confidential information could affect Google's competitive standing as competitors may alter
		their identifier system designs and practices
22		relating to competing products. It may also place
23		Google at an increased risk of cyber security
24		threats, as third parties may seek to use the information to compromise Google's internal
		identifier system. Google respectfully requests
25		that the Court order this document to be filed
26	Exhibit K to the Declaration of Erika Nyborg-	under seal.  Exhibit K is Plaintiffs' submission to Special
27	Burch in support of the Motion Seeking Relief	Discovery Master Douglas Brush. The redacted
	(Dkt. 291-12):	portions contain Google's confidential technical
28		information regarding the operation of Google's
- 1		

Pages 1-3, 5-12 1 products and systems, including the various types of Google's internal identifiers/cookies and their 2 proprietary functions, the various types of databases maintained by Google, that Google 3 maintains as confidential in the ordinary course of its business and is not generally known to the 4 public or Google's competitors. Such highly confidential information reveals Google's internal 5 strategy, system design, and system capacity 6 regarding various important products, and falls within the protected scope of the Protective Order 7 entered in this action. See Dkt. 81 at 2-3. Public disclosure of such highly confidential information 8 could affect Google's competitive standing as 9 competitors may alter their databases/ identifier system designs and practices relating to 10 competing products. It may also place Google at an increased risk of cyber security threats, as third 11 parties may seek to use the information to compromise Google's databases and/or internal 12 identifier system. Page 6 of this document also 13 contains Plaintiffs' sensitive information. Google respectfully requests that the Court order the 14 redacted portions in the attached version of Exhibit K to the Declaration of Erika Nyborg-15 Burch in support of the Motion Seeking Relief to be filed under seal. 16 Exhibit L is Google's submission to Special Exhibit L to the Declaration of Erika Nyborg-17 Burch in support of the Motion Seeking Relief Discovery Master Douglas Brush. The redacted portions contain Google's confidential technical (Dkt. 291-13): 18 information regarding the operation of Google's Pages 2-9 products and systems, including the various types 19 of Google's internal identifiers/cookies and their proprietary functions, the various types of 20 databases maintained by Google, that Google 21 maintains as confidential in the ordinary course of its business and is not generally known to the 22 public or Google's competitors. Such highly confidential information reveals Google's internal 23 strategy, system design, and system capacity regarding various important products, and falls 24 within the protected scope of the Protective Order 25 entered in this action. See Dkt. 81 at 2-3. Public disclosure of such highly confidential information 26 could affect Google's competitive standing as competitors may alter their databases/ identifier 27 system designs and practices relating to 28 competing products. It may also place Google at

1 2	an increased risk of cyber security threats, as third parties may seek to use the information to compromise Google's databases and/or internal		
3	identifier system. Pages 2-4 of this document also contain Plaintiffs' sensitive information. Google		
5	respectfully requests that the Court order the redacted portions in the attached version of Exhibit L to the Declaration of Erika Nyborg-		
6	Burch in support of the Motion Seeking Relief to be filed under seal.		
7			
8	6. Google's request is narrowly tailored in order to protect its confidential information.		
9	These redactions are limited in scope and volume. Because the proposed redactions are narrowly		
10	tailored and limited to portions containing Google's highly-confidential or confidential information		
11	and the highly confidential sensitive information of Plaintiffs, Google requests that the portions of the		
12	aforementioned documents be redacted from any public version of those documents.		
13	7. Google understands that Exhibit K, page 6 (Dkt. 291-12), and Exhibit L, pages 2 and 3-		
14	4 (Dkt. 291-13) to the Declaration of Erika Nyborg-Burch in support of the Motion Seeking Relief		
15	may contain Plaintiffs' confidential information, which Plaintiffs have requested Google to keep under		
16	seal.		
17	8. Google does not seek to redact or file under seal any of the remaining portions of		
18	Plaintiffs' Motion Seeking Relief and accompanying declarations and exhibits not indicated in the		
19	table above.		
20	I declare under penalty of perjury of the laws of the United States that the foregoing is true and		
21	correct. Executed in San Francisco, California on October 25, 2021.		
22			
23	DATED: October 25, 2021 QUINN EMANUEL URQUHART &		
24	SULLIVAN, LLP		
25			
26	By /s/ Jonathan Tse		
27	Jonathan Tse		
28	Attorney for Defendant		
- 1	_7_ Case No. 5:20-cv-03664-LHK-SVI		